



BORDEN  
LADNER  
GERVAIS

RECEIVED  
CENTRAL FAX CENTER

FEB 28 2005

Borden Ladner Gervais LLP  
Lawyers - Patent & Trade-mark Agents  
World Exchange Plaza  
100 Queen Street, Suite 1100  
Ottawa ON K1P 1J9  
tel.: (613) 237-5160 fax: (613) 787-3558  
toll free: (800) 661-4237  
ipinfo@blgcanada.com  
www.blgcanada.com

### CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that these papers, consisting of 18 pages total, are being facsimile transmitted to the Patent and Trademark Office 703-872-9306 on the date shown below.

DATE: February 28, 2005

  
Dennis R. Haszko  
Registration No.: 39,575

TO THE ATTENTION OF: Phirin SAM  
MAIL STOP: MAIL STOP AMENDMENT  
COMPANY: United States Patent and Trademark Office  
CITY: Arlington, Virginia, U.S.A.  
FAX NUMBER: 703-872-9306  
DATE / TIME: February 28, 2005  
FROM: Dennis R. Haszko  
DIRECT DIAL: (613) 237-5160  
OUR FAX NUMBER: (613) 787-3558

RE: United States Patent Appln No. 09/620,248  
Title: APPARATUS AND METHOD FOR OPTICAL  
COMMUNICATION PROTECTION  
Inventor(s): DEBOER, Evert, E.; RYAN, Darryl, C.  
Our File: PAT 2606-2 US

NUMBER OF PAGES, INCLUDING THIS PAGE: 18  
CONFIRMATION TO FOLLOW: NONE

NOTICE: THIS COMMUNICATION IS INTENDED TO BE RECEIVED BY THE INDIVIDUAL OR ENTITY TO WHOM OR TO WHICH IT IS ADDRESSED AND CONTAINS INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND SUBJECT TO COPYRIGHT. ANY UNAUTHORIZED USE, COPYING, REVIEW OR DISCLOSURE IS PROHIBITED. PLEASE NOTIFY THE SENDER IMMEDIATELY IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR BY CALLING (COLLECT, IF NECESSARY), SO THAT WE CAN ARRANGE FOR ITS RETURN AT OUR EXPENSE. THANK YOU FOR YOUR CO-OPERATION.  
IF THERE IS A PROBLEM WITH TRANSMISSION OR IF ALL PAGES ARE NOT RECEIVED, PLEASE CALL SUE MACKIN AT (613) 237-5160.

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

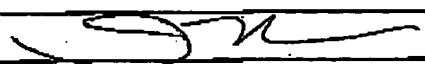
17

Application Number	09/620,248
Filing Date	July 20, 2000
First Named Inventor	Evert E. DEBOER et al.
Art Unit	2661
Examiner Name	Phirin SAM
Attorney Docket Number	PAT 2606-2

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Statement Under 37 CFR 3.73(b)
Remarks		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Borden Ladner Gervais LLP		
Signature			
Printed name	Dennis R. Haszko		
Date	February 28, 2005	Reg. No.	39,575

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name		Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.